

Docket No.

218896US0



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Kazutami SAKAMOTO, et al.

SERIAL NUMBER: 10/055,951

ATTN: APPLICATION BRANCH

FILING DATE: January 28, 2002

FOR: PROMOTER FOR PRODUCTION OF NITRIC OXIDE OR NITRIC OXIDE SYNTHASE, AND  
COSMETIC OR PHARMACEUTICAL COMPOSITION COMPRISING THE SAME

**FILING OF DECLARATION UNDER 37 CFR 1.53(f)**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated February 27, 2002, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

A handwritten signature in cursive script, appearing to read "Norman F. Oblon", written over a horizontal line.

Norman F. Oblon  
Attorney of Record

Registration No. 24,618



**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 10/98)

**Frederick D. Vastine**  
**Registration No. 27,013**



## Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Promoter for Production of Nitric Oxide or Nitric Oxide Synthase, and Cosmetic or Pharmaceutical Composition Comprising the Same**, the specification of which was filed on **January 28, 2002** as United States Application Number **10/055951**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority under Title 35, United States Code, Section 119 (a)-(d) of any foreign application(s) for patent, listed below and have also identified below, by checking the box, any foreign application for patent having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Claimed	
<u>2001-020446</u>	<u>Japan</u>	<u>29/January/2001</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Norman F. Oblon, Reg. No. 24,618; Marvin J. Spivak, Reg. No. 24,913; C. Irvin McClelland, Reg. No. 21,124; Gregory J. Maier, Reg. No. 25,599; Arthur I. Neustadt, Reg. No. 24,854; Richard D. Kelly, Reg. No. 27,757; James D. Hamilton, Reg. No. 28,421; Eckhard H. Kuesters, Reg. No. 28,870; Robert T. Pous, Reg. No. 29,099; Charles L. Gholz, Reg. No. 26,395; William E. Beaumont, Reg. No. 30,996; Jean-Paul Lavalleye, Reg. No. 31,451; Stephen G. Baxter, Reg. No. 32,884; Richard L. Treanor, Reg. No. 36,379; Steven P. Weihrouch, Reg. No. 32,829; John T. Goolkasian, Reg. No. 26,142; Richard L. Chinn, Reg. No. 34,305; Steven E. Lipman, Reg. No. 30,011; Carl E. Schlier, Reg. No. 34,426; James J. Kulbaski, Reg. No. 34,648;

Richard A. Neifeld, Reg. No. 35,299; J. Derek Mason, Reg. No. 35,270; Surinder Sachar, Reg. No. 34,423; Jeffrey B. McIntyre, Reg. No. 36,867; William T. Enos, Reg. No. 33,128; Michael E. McCabe, Jr., Reg. No. 37,182; Bradley D. Lytle, Reg. No. 40,073; and Michael R. Casey, Reg. No. 40,294, with full powers of substitution and revocation.

Send Correspondence to:

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.  
FOURTH FLOOR  
1755 JEFFERSON DAVIS HIGHWAY  
ARLINGTON, VIRGINIA 22202 U.S.A.

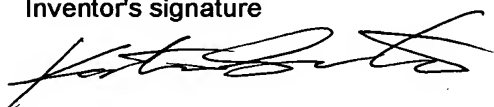
Direct Telephone Calls to: (703) 413-3000

Full name of first joint inventor:

**Kazutami SAKAMOTO**

Inventor's signature

Date



April 2, 2002

Residence: **c/o Ajinomoto Co., Inc., AminoScience Laboratories, 1-1, Suzuki-cho,  
Kawasaki-ku, Kawasaki-shi, Kanagawa-ken 210-8681 Japan**

Citizenship: **Japan**

Post Office Address: **same as the above residence.**

Full name of second joint inventor:

**Kunihiko WATANABE**

Inventor's signature

Date



April 2, 2002

Residence: **c/o Ajinomoto Co., Inc., AminoScience Laboratories, 1-1, Suzuki-cho,  
Kawasaki-ku, Kawasaki-shi, Kanagawa-ken 210-8681 Japan**

Citizenship: **Japan**

Post Office Address: **same as the above residence.**

Full name of third joint inventor:

**Hitoshi MASAKI**

Inventor's signature

Date



April 2, 2002

Residence: **774-13, Myohoji-cho, Yokaichi-shi, Shiga-ken 527-0046 Japan**

Citizenship: **Japan**

Post Office Address: **same as the above residence.**